

TWENTY-FIFTH DAY

(Tuesday, February 21, 1933)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Hill of Webb.
Adamson.	Hodges.
Aikin.	Holekamp.
Alexander.	Holland.
Alsup.	Holloway.
Anderson	Hoskins.
of Bexar.	Huddleston.
Anderson	Hughes.
of Johnson.	Hunt.
Baker.	Hyder.
Barrett.	Jackson.
Barron.	James.
Beck.	Johnson
Bedford.	of Anderson.
Bourne.	Jones of Atascosa.
Burns.	Jones of Runnels.
Butler.	Jones of Shelby.
Calvert.	Kayton.
Camp.	Kyle of Hays.
Canon.	Kyle of Palo Pinto.
Cathey.	Laird.
Caven.	Latham.
Chastain.	Lemens.
Clayton.	Leonard.
Colson.	Lindsey.
Coombes.	Long.
Cowley.	Lotief.
Crossley.	Magee.
Daniel.	Mackay.
Davidson.	Mathis.
Dean.	McDougald.
Devall.	McGregor.
Dunlap.	McKee.
Dunagan.	Merritt.
Duvall.	Metcalf.
Dwyer.	Mitcham.
Fain.	Moffett.
Few.	Moore.
Fisher.	Morrison.
Ford.	Morse.
Fuchs.	Munson.
Glass.	Nicholson.
Golson.	Palmer.
Good.	Patterson.
Goodman.	Pavlica.
Graves.	Pope.
Greathouse.	Puryear.
Griffith.	Ramsey.
Haag.	Ratliff.
Hankamer.	Ray.
Harman.	Reader.
Harris.	Reed of Bowie.
Harrison.	Reed of Dallas.
Head.	Renfro.
Hester.	Riddle.
Hicks.	Roberts.
Hill of Brazoria.	Rogers of Hunt.

Rogers	Tennyson.
of Ochiltree.	Thomas.
Rollins.	Tillery.
Ross.	Townsend.
Russell.	Turlington.
Scarborough.	Van Zandt.
Scott.	Vaughan.
Shannon.	Wagstaff.
Shults.	Walker.
Smith.	Weinert.
Stanfield.	Wells.
Steward.	Winningham.
Stinson.	Wood.
Stovall.	Young.
Tarwater.	

Absent

Hartzog.	West.
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Absent—Excused

Bradley.	McClain.
Engelhard.	McCullough.
Jefferson.	Parkhouse.
Johnson	Savage.
of Dimmit.	Sullivant.

A quorum was announced present.
Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Sullivant for today, on motion of Mr. McKee.

Mr. McClain for today, on motion of Mr. Russell.

Mr. Engelhard for today, on motion of Mr. Hoskins.

The following Members were granted leaves of absence on account of illness:

Mr. McCullough for today, on motion of Mr. Hyder.

Mr. Savage for today, on account of the death of his mother, on motion of Mr. Stinson.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Mathis:

H. B. No. 543, A bill to be entitled "An Act to amend Article 1855, of the Revised Civil Statutes, 1925, so as to require Courts of Civil Appeals to certify to the Supreme Court for

its decision, any question of law involved in a case of which the Supreme Court cannot take jurisdiction by writ of error, and which is important to the jurisprudence of the State, and has not been previously decided by the Supreme Court; and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Holland:

H. B. No. 544, A bill to be entitled "An Act regulating petitions in suits for divorce, to require such petitions to state whether there are children under 16 years of age, and if so, to give full information as to such minors, making it the duty of the courts having jurisdiction of such suits, to inquire into the status of such children, if divorce be granted; empowering such courts to make orders and decrees for their support and maintenance until they reach 16 years of age; to determine and fix the amounts to be paid, the times of payment, to whom to be made, to have authority to enforce all decrees by contempt proceedings, etc., and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Mathis:

H. B. No. 545, A bill to be entitled "An Act to amend Article 1728, Revised Civil Statutes, 1925, fixing the jurisdiction of the Supreme Court, as amended by the Acts of the Fortieth Legislature, Chapter 144, page 215, so as to eliminate from said Article, subdivisions 4, 5, and 6, giving the Supreme Court jurisdiction of cases involving revenues of the State, cases in which the Railroad Commission is a party, and cases in which it is made to appear that an error of substantive law has been committed by a Court of Civil Appeals which affects the judgment in the case; and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Stanfield:

H. B. No. 546, A bill to be entitled "An Act amending Article 6377, Revised Civil Statutes of Texas, 1925, so as to provide that passenger trains, carrying troops of the Organized Militia, the National Guard, and trains handling troops and equipment of the United States Government, shall be permitted to place baggage cars and other cars carrying troop train equip-

ment and military supplies within the train, in such manner as may be directed by the military authorities, and declaring an emergency."

Referred to Committee on Common Carriers.

By Mr. Alsup, Mr. Fuchs, and Mr. Kyle of Palo Pinto:

H. B. No. 547, A bill to be entitled "An Act to amend Articles 879, 879-a, and 879-b, of the Revised Criminal Statutes of the State of Texas, as amended by Chapter 215, of the Acts of the Regular Session of the Fortieth Legislature, and by Chapter 74, of the Acts of the Regular Session of the Forty-first Legislature, regulating and fixing the season in which wild mourning doves, wild white winged doves, wild quail, and wild Mexican pheasants may be taken and killed; and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Leonard (by request):

H. B. No. 548, A bill to be entitled "An Act to amend Acts, 1931, Forty-second Legislature, Regular Session, page 353, Chapter 210, Section 3, relating to the establishment of cemeteries, mausoleums, or crematories, so as to provide for the establishment of such cemeteries, mausoleums, or crematories within one mile of the city limits of an incorporated city or town, under certain restrictions; and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. West:

H. B. No. 549, A bill to be entitled "An Act providing for the propagation of game fish, and for the sale thereof; providing for the issuance of license to persons desiring to own and operate an artificial private lake, or pond, or a body of water for the purpose of propagating and selling game fish, either for propagating purposes or for food; provided, however, that this Act shall not apply to any part of any public stream, lake, or pond as is now defined by law, and describing what shall constitute a private lake or pond for the purposes herein set out; prohibiting the use of any dam, dike, or any other obstruction in any running stream of this State which would prevent the free migration of fish in any stream flowing over the property; authorizing the issuance of

license regulating the sale of fish; providing for reports to be made to the Game, Fish, and Oyster Commission, etc."

Referred to Committee on Game and Fisheries.

By Mr. Lemens, Mr. Butler, Mr. Cowley, Mr. Barrett, Mr. Shults, Mr. Mitcham, Mr. Hunt, Mr. Clayton, Mr. Rollins, and Mr. Hicks:

H. B. No. 550, A bill to be entitled "An Act levying and providing for payment and collection of luxury taxes upon persons who purchase chewing gum, perfumes, cosmetics, cigars, tobacco, snuff, smoking and chewing tobacco (except rolled cigarettes), candy, cereal beverages, bottled drinks, which are not cereal beverages, soft drinks, which are not bottled, tickets to places of amusement, playing cards, jewelry, malt, sporting goods, and firearms, and defining the terms 'jewelry', and 'sporting goods'; fixing the amount of such luxury taxes, providing by whom same shall be collected, requiring reports to be made by such persons, and fixing penalties for failure to make such reports or for other evasions or violations of such law; and providing that the luxury taxes so collected shall be set apart for the use and benefit of the State Available School Fund of the State of Texas; providing that such luxury taxes shall be in lieu of the ad valorem taxes which the Constitution authorizes to be collected by the State of Texas for the use and benefit of the State Available School Fund; and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Holloway:

H. B. No. 551, A bill to be entitled "An Act providing for the amendment of Subdivision 1, of Article 7071, of Chapter 2, Title 122, of the Revised Civil Statutes of Texas of 1925, by adding to said Article a clause levying an occupation tax in addition to the tax already provided for in said Article, of twenty-five per cent of the value of all oil produced from any oil well in this State in excess of two hundred barrels in any one day, and fixing the time for the payment of such tax."

Referred to Committee on Revenue and Taxation.

By Mr. Stinson:

H. B. No. 552, A bill to be entitled "An Act amending Article 3576, Revised Civil Statutes of 1925, as amended by Chapter 29, Acts of the Regular Session of the Forty-first Legislature, providing the requirements for the sale of property belonging to estates of decedents, and providing for bond by the executor or administrator of such estate; providing for validating sales of real estate to lien holders under certain conditions; and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Griffith and Mr. Lemens:

H. B. No. 553, A bill to be entitled "An Act to create the office of State Electrical Inspector, to be attached to the Bureau of Labor Statistics, of the State of Texas; providing the method of appointment; prescribing his qualifications and duties; fixing his term of office; providing for appointment of assistants; prescribing their qualifications and duties; fixing salaries; providing for payment of salaries, expenses, and maintenance of office through revenue collected from license fees and fines; providing penalties for violation of State Inspector's orders; providing for licensing of master electricians, journeyman electricians, and local electrical inspectors, etc.; and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Reed of Bowie and Mr. Shults:

H. B. No. 554, A bill to be entitled "An Act amending Article 2789, of the Revised Civil Statutes of Texas, 1925, authorizing the issuance of refunding bonds to refund bonds and matured interest coupons of common school districts, independent school districts, consolidated common school districts, consolidated independent school districts, county line school districts, consolidated county line school districts, and rural high school districts; and declaring an emergency."

Referred to Committee on Education.

By Mr. Hankamer, Mr. Tennyson, Mr. Stinson, Mr. Clayton, and Mr. Walker:

H. B. No. 555, A bill to be entitled "An Act to amend Article 2350, of

Title 44, of the Revised Civil Statutes of the State of Texas, 1925, as amended by Act of the Thirty-ninth Legislature, Regular Session, Chapter 135, Section 1, and as amended by Act of the Fortieth Legislature, page 435, Chapter 490, Section 1, and as amended by Act of the Fortieth Legislature, First Called Session, page 138, Chapter 46, Section 1, relating to the salaries of county commissioners; repealing all laws, both general or special, and parts of laws, etc.; and declaring an emergency."

Referred to Committee on Counties.

BILLS RE-REFERRED

Mr. Lotief moved that House Bill No. 337 be withdrawn from the Committee on Municipal and Private Corporations, and referred to the Committee on Live Stock and Stock Raising.

The motion prevailed.

Mr. Greathouse moved that House Bill No. 476 be withdrawn from the Committee on Municipal and Private Corporations, and referred to the Committee on Penitentiaries.

The motion prevailed.

Mr. Tennyson moved that House Bill No. 458 be withdrawn from the Committee on Municipal and Private Corporations, and referred to the Committee on Criminal Jurisprudence.

The motion prevailed.

Mr. Beck moved that House Bill No. 417 be withdrawn from the Committee on State Affairs, and referred to the Committee on Counties.

The motion prevailed.

MOTION TO RE-REFER

Mr. Morrison moved that House Bill No. 526 be withdrawn from the Committee on Revenue and Taxation and referred to the Committee on Education.

The motion was lost.

BILL AND RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bill and resolution:

H. B. No. 263, "An Act amending Section 7-j, of Chapter 13, Acts of the

Third Called Session, Forty-second Legislature (relating to appropriation of moneys to County and Road District Highway Fund), and declaring an emergency."

S. C. R. No. 17, Designating "The Texans" as the official band to attend inauguration of President and Vice-President.

EXPRESSING APPRECIATION TO THE MEMBERS OF THE HOUSE OF REPRESENTATIVES

The Speaker laid before the House, and had read, the following communications:

El Paso, Texas, February 17, 1933.

We wish to acknowledge with sincere thanks the kind expression of your sympathy.

THE CLAYTON FAMILY.

February 17, 1933.

Hon. Coke Stevenson, Speaker, and Members of the House of Representatives, Austin, Texas.

We wish to express to you our sincere appreciation for your expression of sympathy to us in this hour of deepest sorrow, upon the death of our mother, Mrs. M. L. DeBerry.

Our mother was true to herself, her family, her Government, and her God. Many of you she knew personally; in each of you she had an individual and collective interest; she understood, appreciated, and loved you.

Your words of sympathy, your expressions of friendship, have been and will continue to be a great comfort to us.

HER SONS AND DAUGHTER.

RELATIVE TO CONSIDERATION OF RESOLUTIONS

On motion of Mr. Alsup, by unanimous consent, the House dispensed with the consideration of resolutions at this time.

ADDRESS BY DR. L. L. LUMSDEN

Mr. Jackson offered the following resolution:

Whereas, Dr. L. L. Lumsden, of the United States Public Health Service, Washington, D. C., is present in the Capitol Building, and

Whereas, His numerous friends in the House are desirous of having him address this Body; therefore, be it

Resolved, That he be invited to address the House at 10:15 o'clock a. m., Tuesday, February 21.

JACKSON,
READER.

The resolution was read second time, and was adopted.

In accordance with the above action, Speaker Stevenson presented Mr. Reader, who, in turn, introduced Dr. Lumsden.

Dr. Lumsden then addressed the House.

RELATING TO HOUSE BILL NO. 153

Mr. Reed of Dallas asked unanimous consent of the House to change the word "creating," in the caption of House Bill No. 153, to "declaring."

There was no objection offered, and it was so ordered.

RELATING TO HOUSE BILL NO. 88

Mr. Duvall asked unanimous consent of the House to add the emergency clause to the caption of House Bill No. 88, and to change the word "returned" to "read," in the emergency clause.

There was no objection offered, and it was so ordered.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, February 21, 1933.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 37, A bill to be entitled "An Act prohibiting any judge or officer of an election from betting or wagering on the election or nomination of any person; prohibiting betting or wagering on the number of votes polled or cast, or to be polled or cast in the precinct or voting box, in which any officer is serving, in certain cases; prescribing offenses and punishment; and declaring an emergency."

S. B. No. 82, A bill to be entitled "An Act amending Article 348, of

the Code of Criminal Procedure, relating to summoning a grand jury; and declaring an emergency."

S. B. No. 107, A bill to be entitled "An Act amending Chapter 91, Acts First Called Session, Fortieth Legislature, as amended by Chapter 77, Acts, First Called Session, Forty-first Legislature, as amended by Chapter 164, Acts, Regular Session, Forty-second Legislature, and declaring an emergency."

The Senate has adopted

S. J. R. No. 2, Proposing an amendment to the Constitution of the State of Texas, by adding to Article XVI, another section, Section 61, abolishing the fee system of compensating State, district, county, and precinct officers, and providing for the payment of salaries to said officers, except public weighers, notaries public, and county surveyors.

S. J. R. No. 11, Proposing an amendment to the Constitution of Texas, by amending Article IV, Section 26, changing the manner of appointment of notaries public.

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILL NO. 231 ON SECOND READING

The Speaker laid before the House, as a special order for this hour, on its second reading and passage to engrossment,

H. B. No. 231, A bill to be entitled "An Act providing relief (in behalf of owners of land encumbered by liens) against immediate effect of foreclosures by providing the time when and the manner in which judgments in foreclosure and/or judgment in cases of trespass to try title may be satisfied and released and/or otherwise may become enforceable by or through writs of possession, etc.; repealing Articles 2219 and 7388 of the Revised Civil Statutes of Texas, 1925; providing for separability of terms and/or application of the Act, and declaring an emergency."

The bill was read second time.

Mr. Greathouse offered the following amendment to the bill:

Amend House Bill No. 231 by adding after Section 5 a new Section, to

be known as Section 5-a, and to read as follows:

"Section 5-a. In the event that the maturity date of any obligation to pay any debt referred to in the foregoing sections is extended by the legal owners of any such debts, for a period of one year or more from the date of the maturity thereof, or in the event the lands secured by any lien mentioned in this Act are abandoned by the debtor or mortgagor, such extended indebtedness and the liens securing same shall be foreclosed as heretofore provided by law for sales of land as under execution."

The amendment was adopted.

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House Bill No. 231 was then passed to engrossment by the following vote:

Yeas—80

Aikin.	Kyle of Hays.
Alexander.	Kyle of Palo Pinto.
Alsup.	Laird.
Baker.	Latham.
Barrett.	Leonard.
Barron.	Lindsey.
Bourne.	Long.
Burns.	Magee.
Butler.	Mackay.
Calvert.	McDougald.
Camp.	Mitcham.
Canon.	Morrison.
Cathey.	Munson.
Chastain.	Nicholson.
Clayton.	Palmer.
Cowley.	Pavlica.
Daniel.	Pope.
Davidson.	Puryear.
Devall.	Ramsey.
Dunagan.	Ray.
Fain.	Reed of Bowie.
Few.	Riddle.
Fisher.	Roberts.
Glass.	Rogers of Hunt.
Golson.	Rogers of Ochiltree.
Greathouse.	Rollins.
Griffith.	Ross.
Haag.	Russell.
Hankamer.	Scarborough.
Harris.	Scott.
Hester.	Smith.
Hodges.	Stanfield.
Holekamp.	Tarwater.
Hoskins.	Thomas.
Huddleston.	Tillery.
Hunt.	Townsend.
Hyder.	Turlington.
James.	Weinert.
Jones of Runnels.	Wood.
Jones of Shelby.	Young.

Nays—31

Adamson.	Metcalfe.
Anderson	Moffett.
of Johnson.	Moore.
Bedford.	Morse.
Caven.	Patterson.
Coombes.	Ratliff.
Crossley.	Renfro.
Ford.	Shannon.
Good.	Shults.
Graves.	Steward.
Harrison.	Stinson.
Head.	Tennyson.
Hill of Brazoria.	Van Zandt.
Hill of Webb.	Vaughan.
Hughes.	Wagstaff.
Jackson.	Walker.

Present—Not Voting

Dean.	Reed of Dallas.
Goodman.	Stovall.

Absent

Anderson	Jones of Atascosa.
of Bexar.	Kayton.
Beck.	Lemens.
Colson.	Lotief.
Dunlap.	Mathis.
Duvall.	McGregor.
Dwyer.	McKee.
Fuchs.	Merritt.
Harman.	Reader.
Hartzog.	Wells.
Hicks.	West.
Holland.	Winningham.
Holloway.	

Absent—Excused

Bradley.	McClain.
Engelhard.	McCullough.
Jefferson.	Parkhouse.
Johnson	Savage.
of Anderson.	Sullivant.
Johnson	
of Dimmit.	

MOTION TO TAKE UP HOUSE BILL NO. 231

Mr. Greathouse moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 231 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—90

Adamson.	Baker.
Aikin.	Barrett.
Alsup.	Barron.

Bourne.	Lotief.
Burns.	Magee.
Butler.	Mackay.
Calvert.	McDougald.
Camp.	McGregor.
Canon.	Metcalfe.
Cathey.	Mitcham.
Chastain.	Morrison.
Clayton.	Nicholson.
Colson.	Palmer.
Cowley.	Patterson.
Daniel.	Pavlica.
Davidson.	Pope.
Dean.	Puryear.
Devall.	Ramsey.
Dunagan.	Ratliff.
Fain.	Ray.
Few.	Reed of Bowie.
Fisher.	Riddle.
Fuchs.	Rogers of Hunt.
Glass.	Rogers
Golson.	of Ochiltree.
Greathouse.	Rollins.
Griffith.	Ross.
Hankamer.	Russell.
Harman.	Scarborough.
Harris.	Scott.
Hester.	Shannon.
Hodges.	Smith.
Holekamp.	Stanfield.
Holland.	Tarwater.
Hoskins.	Tennyson.
Huddleston.	Thomas.
Hyder.	Tillery.
James.	Townsend.
Jones of Atascosa.	Turlington.
Jones of Runnels.	Van Zandt.
Jones of Shelby.	Walker.
Kyle of Palo Pinto.	Weinert.
Laird.	Winningham.
Latham.	Wood.
Leonard.	Young.
Long.	

Nays—30

Alexander.	Kyle of Hays.
Anderson	Lindsey.
of Johnson.	Moffett.
Bedford.	Moore.
Caven.	Morse.
Coombes.	Munson.
Ford.	Reed of Dallas.
Good.	Renfro.
Goodman.	Roberts.
Haag.	Shults.
Head.	Steward.
Hill of Brazoria.	Stinson.
Hill of Webb.	Stovall.
Hughes.	Vaughan.
Hunt.	Wagstaff.
Jackson.	

Absent

Anderson	Dunlap.
of Bexar.	Duvall.
Beck.	Dwyer.
Crossley.	Graves.

Harrison.	Mathis.
Hartzog.	McKee.
Hicks.	Merritt.
Holloway.	Reader.
Kayton.	Wells.
Lemens.	West.

Absent—Excused

Bradley.	McClain.
Engelhard.	McCullough.
Jefferson.	Parkhouse.
Johnson	Savage.
of Anderson.	Sullivant.
Johnson	
of Dimmit.	

EXTENDING CONGRATULATIONS TO HON. MORRIS ROBERTS AND WIFE

Mr. Ratliff offered the following resolution:

Whereas, For several days prior to the fourteenth day of February, 1933, our distinguished colleague, Hon. Morris Roberts, was apparently sitting on pins, judging from his actions; and

Whereas, On the evening of Tuesday, February 14, 1933, he hastily departed from our midst, without a word as to his destination; and

Whereas, He has now returned to his duties in this House, with puffed-up chest and an air of importance; and

Whereas, He has reported that there arrived in his home at Pettus, Texas, on the fifteenth day of February, 1933, a fine baby girl; and

Whereas, Said babe and its mother are both doing nicely; therefore, be it

Resolved by the House of Representatives, That our congratulations be extended to Hon. and Mrs. Roberts, the father and mother of said babe, and that her father be requested to address the House on some suitable subject pertaining to parenthood.

RATLIFF,
RAY,
DEAN,
METCALFE.

The resolution was read second time.

On motion of Mr. Kayton, by unanimous consent of the House, Catherine Ann Roberts was named as a mascot of the House.

The resolution was then adopted.

HOUSE BILL NO. 11 ON THIRD
READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 11, A bill to be entitled "An Act authorizing the payment to the head of any department of the State Government of occupation, gross receipts, franchise, license, or other privilege taxes or fees under protest upon the supposed ground of invalidity of the tax or lack of power to collect the same, etc., and declaring an emergency."

The bill was read third time.

Mr. Van Zandt offered the following amendment to the bill:

Amend House Bill No. 11 by adding at the end of Section 2 thereof the following:

"Provided, however, where a class action is brought by any such taxpayer, all other taxpayers belonging to the class, and represented in such class action, who have properly protested as herein provided, shall not be required to file suit, but shall be entitled to, and governed by, the decision rendered in such class action."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House Bill No. 11 was then passed by the following vote:

Yeas—110

Adamson.	Fain.
Aikin.	Few.
Alsup.	Fisher.
Anderson	Ford.
of Bexar.	Fuchs.
Anderson	Glass.
of Johnson.	Goldson.
Baker.	Good.
Barrett.	Goodman.
Barron.	Graves.
Beck.	Griffith.
Bourne.	Hankamer.
Burns.	Harman.
Butler.	Harris.
Camp.	Head.
Canon.	Hill of Webb.
Caven.	Hodges.
Chastain.	Holekamp.
Clayton.	Holland.
Crossley.	Hoskins.
Daniel.	Huddleston.
Davidson.	Hughes.
Dean.	Hunt.
Devall.	Hyder.

Jackson.	Ray.
James.	Reed of Bowie.
Johnson	Reed of Dallas.
of Anderson.	Renfro.
Jones of Runnels.	Riddle.
Jones of Shelby.	Roberts.
Kayton.	Rogers of Hunt.
Kyle of Hays.	Rogers
Kyle of Palo Pinto.	of Ochiltree.
Laird.	Rollins.
Latham.	Ross.
Lemens.	Russell.
Leonard.	Scarborough.
Lindsey.	Scott.
Long.	Shannon.
Lotief.	Shults.
Magee.	Smith.
Mackay.	Stanfield.
McDougald.	Steward.
Merritt.	Stinson.
Metcalf.	Stovall.
Mitcham.	Tarwater.
Moffett.	Thomas.
Moore.	Tillery.
Morrison.	Townsend.
Morse.	Turlington.
Munson.	Vaughan.
Palmer.	Wagstaff.
Pavlica.	Walker.
Pope.	Wells.
Puryear.	Winningham.
Ramsey.	Wood.
Ratliff.	Young.

Absent

Alexander.	Hester.
Bedford.	Hicks.
Calvert.	Hill of Brazoria.
Cathey.	Holloway.
Colson.	Jones of Atascosa.
Coombes.	Mathis.
Cowley.	McGregor.
Dunlap.	McKee.
Dunagan.	Nicholson.
Duvall.	Patterson.
Dwyer.	Reader.
Greathouse.	Tennyson.
Haag.	Van Zandt.
Harrison.	Weinert.
Hartzog.	West.

Absent—Excused

Bradley.	McClain.
Engelhard.	McCullough.
Jefferson.	Parkhouse.
Johnson	Savage.
of Dimmit.	Sullivant.

SENATE BILLS AND SENATE
JOINT RESOLUTIONS ON
FIRST READING

The following Senate bills and Senate joint resolutions, received from the Senate today, were laid before the

House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 37, to the Committee on Criminal Jurisprudence.

Senate Bill No. 82, to the Committee on Criminal Jurisprudence.

Senate Bill No. 107, to the Committee on Education.

Senate Joint Resolutions Nos. 2 and 11, to the Committee on Constitutional Amendments.

RECESS

Mr. Harman moved that the House recess to 9:30 o'clock a. m., tomorrow.

Mr. Harrison moved that the House adjourn until 10 o'clock a. m., next Thursday.

Mr. McDougald moved that the House adjourn until 9:30 o'clock a. m., tomorrow.

Question first recurring on the motion by Mr. McDougald, it was lost.

Question next recurring on the motion by Mr. Harrison, it was lost.

Question then recurring on the motion by Mr. Harman, it prevailed, and the House, accordingly, at 12:10 o'clock p. m., took recess to 9:30 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

State Affairs: House Concurrent Resolutions Nos. 7, 13, 16, 19, 25, 26, and 27; House Bills Nos. 37, 213, 405, and 489.

Education: House Bill No. 532.

Municipal and Private Corporations: House Bill No. 389.

Revenue and Taxation: House Bill No. 429.

Judicial Districts: House Bill No. 234.

Contingent Expenses: House Concurrent Resolution No. 32.

The following committee filed an adverse report on bills, as follows:

Judiciary: House Bills Nos. 328 and 336.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,
Austin, Texas, February 20, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 153, A bill to be entitled "An Act amending Article 4442, Revised Statutes, 1925, of the State of Texas, by adding to said Article, Section No. 5, so as to provide that when a keeper, manager, or owner of an institution defined in said Article, shall operate same without a license, or sell or traffic in babies, or permit the use of said institution for purposes other than provided in their license, they may be enjoined in a suit filed by the Attorney General, district or county attorney, or any citizen; and creating an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, February 20, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 88, A bill to be entitled "An Act to provide for liens in favor of hospitals and other institutions furnishing care, treatment, and maintenance of persons injured in accidents, upon the rights of action, claims, and demands of such injured persons against other persons or corporations for damages on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, February 20, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 479, A bill to be entitled "An Act relating to the office of dis-

trict attorney for the Eighteenth Judicial District of Texas, providing compensation and making an appropriation for the same; providing compensation and making an appropriation for the district attorney of the One Hundred and Nineteenth Judicial District of the State of Texas; providing compensation and making appropriation for the district attorney of the Thirty-fourth Judicial District of the State of Texas; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,
Austin, Texas, February 21, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 263, "An Act amending Section 7-j, of Chapter 13, Acts of the Third Called Session, Forty-second Legislature, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

In Memory of

Mrs. H. T. Savage

Mr. Stinson offered the following resolution:

Whereas, On the morning of Monday, ¹⁴February 20, 1933, Mrs. H. T. Savage, of Brownwood, Texas, the mother of our beloved and esteemed Member, the Hon. W. T. Savage, was called to her eternal reward; and

Whereas, The deceased had almost reached the venerable age of 80 years, and was a pioneer of Brown County, Texas, where she had resided since 1876, and where she was respected and loved by all; and

Whereas, The closest ties and tenderest memories on earth are those of mother; and

Whereas, Our deepest and most heartfelt sympathy at this time of bereavement goes out to our distinguished Member and his family. Now, therefore, be it

Resolved by the House of Representatives of the State of Texas, That we now express to our colleague and the Members of his family our sorrow and sadness in their great bereavement, and tender our most sincere and heartfelt condolences; and that when the House adjourns today, it do so out of honor and respect to the memory of Mrs. Savage; and that a copy of this resolution be spread upon the Journal of the House; that copies be furnished the family of the deceased, and that a suitable floral offering be sent.

STINSON,
REED of Dallas,
COOMBES,

HUGHES,
PARKHOUSE,
AIKIN,

METCALFE,
SHANNON,
ALSUP.

The resolution was read second time.

On motion of Mr. Van Zandt, the names of all the Members of the House were added to the resolution as signers thereof:

Signed—Stevenson, Speaker; Adamson, Alexander, Anderson of Bexar, Anderson of Johnson, Baker, Barrett, Barron, Beck, Bedford, Bourne, Bradley, Burns, Butler, Calvert, Camp, Canon, Cathey, Caven, Chastain, Clayton, Colson, Cowley, Crossley, Daniel, Davidson, Dean, Devall, Dunagan, Dunlap, Duvall, Dwyer, Engelhard, Fain, Few, Fisher, Ford, Fuchs, Glass, Golson, Good, Goodman, Graves, Greathouse, Griffith, Haag, Hankamer, Harman, Harris, Harrison, Hartzog, Head, Hester, Hicks, Hill of Brazoria, Hill of Webb, Hodges, Holekamp, Holland, Holloway, Hoskins, Huddleston, Hunt, Hyder, Jackson, James, Jefferson, Johnson of Anderson, Johnson of Dimmit, Jones of Atascosa, Jones of Runnels, Jones of Shelby, Kayton, Kyle of Hays, Kyle of Palo Pinto, Laird, Latham, Lemens, Leonard, Lindsey, Long, Lotief, Magee, Mackay, Mathis, McClain, McCullough, McDougald, McGregor, McKee, Merritt, Mitcham, Moffett, Moore, Morrison, Morse, Munson, Nicholson, Palmer, Patterson, Pavlica, Pope, Puryear, Ramsey, Ratliff, Ray, Reader, Reed of Bowie, Renfro, Riddle, Roberts, Rogers of Hunt, Rogers of Ochiltree, Rollins, Ross, Russell, Scarborough, Scott, Shults, Smith, Stanfield, Steward, Stovall, Sullivant, Tarwater, Tenyson, Thomas, Tillery, Townsend, Turlington, Van Zandt, Vaughan, Wagstaff, Walker, Weinert, Wells, West, Winningham, Wood, Young.

The resolution was then adopted by a rising vote.